IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF TEXAS

BEAUMONT DIVISION

RONNIE JAMES THIBODEAUX	§	
VS.	§	CIVIL ACTION NO. 1:08cv537
DIRECTOR, TDCJ-CID	§	

MEMORANDUM ORDER OVERRULING PETITIONER'S OBJECTIONS AND ADOPTING THE MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION

Petitioner Ronnie James Thibodeaux, formerly an inmate confined at the Diboll Unit of the Texas Department of Criminal Justice, Correctional Institutions Division, proceeding *pro se*, brought this petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254.

The court referred this matter to the Honorable Earl S. Hines, United States Magistrate

Judge, at Beaumont, Texas, for consideration pursuant to applicable laws and orders of this court.

The Magistrate Judge recommends the petition be dismissed.

The court has received and considered the Report and Recommendation of United States Magistrate Judge filed pursuant to such order, along with the record, pleadings and all available evidence. Petitioner filed objections to the magistrate judge's Report and Recommendation.

This requires a *de novo* review of the objections in relation to the pleadings and the applicable law. *See* FED. R. CIV. P. 72(b).

After careful consideration, the court concludes petitioner's objections are without merit. The retroactive application of laws requiring sex-offender registration and notification do not violate the Ex Post Facto Clause. *See Smith v. Doe*, 538 U.S. 84, 103-04, 123 S.Ct. 1140, 155 L.Ed.2d 164 (2003); *United States v. Young*, 585 F.3d 199, 204 (5th Cir. 2009). Further,

petitioner's remaining claims are barred by limitations and without merit. Accordingly, petitioner's petition should be dismissed.

<u>ORDER</u>

Accordingly, petitioner's objections are **OVERRULED**. The findings of fact and conclusions of law of the magistrate judge are correct and the report of the magistrate judge is **ADOPTED**. A final judgment will be entered in this case in accordance with the magistrate judge's recommendations.

SIGNED this the 28 day of February, 2011.

Thad Heartfield

United States District Judge